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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.     | CONFIRMATION NO.               |
|--|-------------|----------------------|-------------------------|--------------------------------|
| 09/902,060   | 07/09/2001  | Roger Collins        | 05545.P001              | 9276                           |
| 7590   | 09/03/2004  |                      |                         | EXAMINER<br>WAMSLEY, PATRICK G |
| Thomas C. Webster<br>BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP<br>Seventh Floor<br>12400 Wilshire Boulevard<br>Los Angeles, CA 90025-1026 |             |                      | ART UNIT<br>2819        | PAPER NUMBER                   |
|  |             |                      | DATE MAILED: 09/03/2004 |                                |

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**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

Application Number: 09/902,060  
Filing Date: July 09, 2001  
Appellant(s): COLLINS ET AL.

MAILED  
SEP 3 2004  
GROUP 2800

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Mark L. Watson  
For Appellant

**EXAMINER'S ANSWER**

This is in response to the appeal brief filed 07/19/2004.

**(1) Real Party in Interest**

A statement identifying the real party in interest is contained in the brief.

**(2) *Related Appeals and Interferences***

Appellant declared that there are no related appeals and interferences related to the present appeal that will directly affect, be directly affected by, or have a bearing on the decision in the pending appeal.

**(3) *Status of Claims***

The statement of the status of the claims contained in the brief is correct.

**(4) *Status of Amendments After Final***

No amendment after final has been filed.

**(5) *Summary of Invention***

The summary of invention contained in the brief is correct.

**(6) *Issues***

The appellant's statement of the issues in the brief is correct.

**(7) *Grouping of Claims***

Appellant declared that claims stand or fall together.

**(8) *ClaimsAppealed***

The copy of the appealed claims contained in the Appendix to the brief is correct.

**(9) *Prior Art of Record***

**(10) *Grounds of Rejection***

The following grounds of rejection are applicable to the appealed claims:

Claims 1, 3, 11, 13, 21, and 24 were rejected under 35 U.S.C. 102(b) as anticipated by EP 806,858 to Szlam et al, hereafter Szlam. Claims 4-9, 14-19, and 25-30 were rejected as unpatentable over the Admitted Prior Art, hereafter APA, in view of Szlam. These rejections were set forth in a prior Office Action, mailed on 02/18/2004.

**(11) *Response to Arguments***

Appellant argues that there is no disclosure in Szlam of identifying a block of data within an electronic mail message. In response, the Szlam patent is applicable to "databases" of information [column 11, lines 14-16]. Electronic mail messages, hereafter e-mails, are one example of information found in such databases [column 11, line 20]. Pointers are used to specify the location of information [column 14, lines 19-22], corresponding to the recited blocks of data. Szlam's teachings are applicable to any sort of information which can be accessed and transmitted by any form of electronic means [column 14, lines 28-30], such as e-mails.

Appellant argues that Szlam does not identify a previous electronic mail message which contains a block of data found in a new electronic mail message. In response, Szlam uses a pointer (reference element) to locate all data associated with an initial message, a Sales Order transaction [column 28, lines 18-25]. As defined by Szlam, such information could be transmitted and received in a series of e-mails. Moreover, the use of a subsequent e-mail to refer back to an initial e-mail is notoriously well known in the art of electronic messaging.

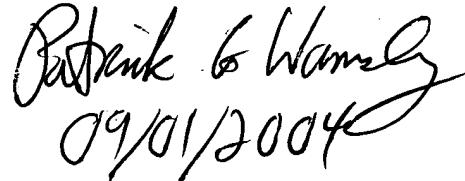
For example, U.S. Patent 6,496,841 to Tognazzini discloses a technique for handling quoted material in an electronic environment. A quote bar permits connection to a network address from which a quote may have originated. Thus, a new e-mail refers back to a block of data, a quote, in a previous e-mail.

For the above reasons, it is believed that the rejections should be sustained.

For the above reasons, it is believed that the rejections should be sustained.

Respectfully submitted,

Primary Examiner Patrick Wamsley



Patrick G. Wamsley  
09/01/2004

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September 1, 2004

Conferees

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